

MILBANK, TWEED, HADLEY & M<sup>c</sup>CLOY LLPRECEIVED  
CENTRAL FAX CENTER

JUL 02 2008

INTERNATIONAL SQUARE BUILDING

1850 K STREET, N. W., SUITE 1100

WASHINGTON, D.C. 20006

202-835-7500

FAX: 202-835-7586

ENRIQUE D. LONGTON, Ph.D.

DIRECT DIAL NUMBER

202-835-7525

E-MAIL: elongton@milbank.com

NEW YORK  
212-530-5000  
FAX: 212-530-5219LOS ANGELES  
213-892-4000  
FAX: 213-629-5063PALO ALTO  
650-739-7000  
FAX: 650-739-7100LONDON  
44-207-448-3000  
FAX: 44-207-448-3029TOKYO  
813-3504-1053  
FAX: 813-3595-2790HONG KONG  
852-2971-4883  
FAX: 852-2840-0792SINGAPORE  
65-428-2400  
FAX: 65-428-2100FRANKFURT  
49-69-7593-7170  
FAX: 49-69-7593-8303

## FACSIMILE TRANSMISSION

DATE: July 2, 2008

TO:

NAME	FAX NO.	PHONE NO.
US Patent and Trademark Office BPAI Hearings	(571) 273-8300 (571) 273-0299	

FROM: Enrique D. Longton

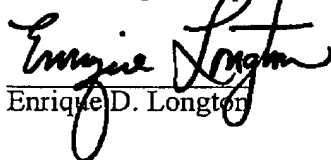
PHONE: (202) 835-7525

RE: U.S. Patent Application Serial No. 09/382,837

FILE NUMBER 33677.00600US		
NUMBER OF PAGES, INCLUDING COVER:	2	ORIGINALS FOLLOW BY MAIL: NO

## MESSAGE:

Please see attached Response to Notice of Hearing Confirmation dated July 2, 2008. Kindly acknowledge receipt of this communication.

  
Enrique D. Longton

## CONFIDENTIALITY NOTE:

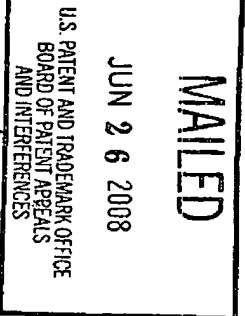
This facsimile message may contain legally privileged and/or confidential information. If the reader of this message is not the intended recipient, you are notified that any use, distribution or reproduction of this information is strictly prohibited. If you have received this message in error, please notify the sender immediately by return facsimile.

PAGE 1/2 \* RCVD AT 7/2/2008 3:50:20 PM [Eastern Daylight Time] \* SVR:USPTO-EFXXF-4/22 \* DNIS:2738300 \* CSID:202 835 7586 \* DURATION (mm-ss):01-48



## UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

RECEIVED  
CENTRAL FAX CENTER  
JUL 02 2008  
Page 1

MILBANK, TWEED, HADLEY & MCCLOY, LLP  
INTERNATIONAL SQUARE BUILDING  
1850 K STRET, N.W., SUITE 1100  
WASHINGTON, DC 20006

Appeal No: 2008-2452  
Appellant: GARY E. BORODIC  
Application No: 09/382,837  
Hearing Room: A  
Hearing Docket: A  
Hearing Date: Wednesday, August 13, 2008  
Hearing Time: 9:00 AM  
Location: Madison Building - East Wing  
600 Dulany Street, 9th Floor  
Alexandria, Virginia 22313-1450

NOTICE OF HEARING  
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address: BOARD OF PATENT APPEALS AND INTERFERENCES  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ☒ HEARING ATTENDANCE CONFIRMED ☐ HEARING ATTENDANCE WAIVED

Einar Stole  
Signature of Attorney/Agent/Appellant

7-2-08  
Date

47,304  
Registration No.

Names of other visitors expected to accompany counsel: Einar Stole

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
[http://www.uspto.gov/web/offices/dcom/ocounsel/contact.htm#bpa\\_contacts](http://www.uspto.gov/web/offices/dcom/ocounsel/contact.htm#bpa_contacts)